IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Civil Contempt Petition No. 147 of 2006.

1.Vinod Kumar Pant, S/O Shri Ramesh Chandra Pant, Assistant Engineer, Additional Construction Division, Uttaranchal Peyjal Nigam, Ranikhet (Almora).
2. Subhash Chandra, S/O Shri Praveen Singh, Project Manager, Uttaranchal Payjal Nigam, Ghingharikhal, Ranikhet (Almora)
3. Suresh Chandra Pant, S/O Shri Kalia Prasad Pant, Assistant Engineer, II Construction Division, Uttaranchal Peyjal Nigam, Dehradun.

… Applicants.

Vs.

P.K.Sharma, Managing Director, Uttaranchal Peyjal Nigam, Dehradun.

…Respondent.

Sri S.S.Chauhan, learned counsel for the applicants.
Sri D.S.Patni & Sri Anil Dabral, learned counsel for the respondent.

Date April 13, 2007.
P.C.: Hon'ble B.S. Verma, J.

This contempt petition has been filed by the applicants for non-compliance of the Division Bench order dated 7-10-2005 (Annexure No.1) whereby the respondent Uttaranchal Peyjal Vikas Evam Nirman Nigam was directed to decide the representation of the petitioners within a period of one month from the date of production of certified copy of the order in the light of the judgment dated 16-3-2001 passed by the Allahabad HighCourt in Writ Petition No. 52089 of 1999 Ram Behari Vs. The U.P. Jal Nigam and others.

Counter affidavit has been filed on behalf of the respondent showing that the compliance of the order passed by the Court has already been made.

Learned counsel for the respondent has submitted that the representation of the petitioners was decided on 10-1-2006 as stated in paragraph no. 4 and an averment to this effect was also made in paragraph no. 6 of the counter affidavit that the records were received

by the Uttaranchal Pey Jal Nigam from the U.P.Jal Nigam only on 16.6.2006 and in compliance Court's order dated f7-10-2005, the seniority of the applicants was fixed on 17-6-2006 and a tentative seniority list was prepared and published and objections were invited against the said seniority list by 15.7.2006, as is evident from Annexure No. CA-2.

The order has been complied with. If the applicants have any grievance against the order passed by the authority concerned on 10-1-2006 or 17-6-2006, they may approach to appropriate forum for redressal of their grievance.

The contempt petition is rendered infructuous and is hereby dismissed accordingly.

Notice issued to the respondent is discharged.

(B.S. Verma, J.)

RCP